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Paper No. 11
MAIL

NOV 10 2004

In re Application of
Rakesh Taori
Application No. 09/725,415
Filed: November 29, 2000
For: **METHOD OF AND SYSTEM FOR
CODING AND DECODING SOUND SIGNALS**

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600
DECISION ON PETITION

This is a decision on the Petition to Withdraw Holding of Abandonment filed August 26, 2004, pursuant to 37 C.F.R. § 1.181(a). No fee is required.

The application was held abandoned for failure to respond in a timely manner and effective manner to the Office communication mailed December 11, 2003. A Notice of Abandonment was mailed July 28, 2004.


Petitioner alleges to have timely filed a response to said Office communication on March 4, 2004. In support thereof, Petitioner provided evidence in the way of a copy of the response filed March 4, 2004 which included a certificate of mailing dated March 1, 2004 and a date stamped post card receipt which itemizes the receipt of an amendment on March 4, 2004 (mailing date of March 1, 2004).

A review of the file records reveals that the original amendment filed on March 4, 2004 (mailing date of March 1, 2004) has been located and matched with the file. Therefore, it is concluded that the papers were timely filed in compliance with the requirements of 37 CFR 1.8(a)(1).

In view of the above stated reason, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. Any inconvenience caused petitioner is regretted.

The petition is **GRANTED**.

The application file is being forwarded to the Technology Center's technical support staff for entry of the March 4, 2004 (mailing date of March 1, 2004) response. From there, the file will be forwarded to the examiner for further action in due course.


Dwayne D. Bost
Special Program Examiner
Technology Center 2600
Communications